

## SENATE BILL No. 296

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-12.

**Synopsis:** Adds a community college mission to Ivy Tech. Broadens the mission of Ivy Tech State College to include serving as the state's community college system. Repeals various provisions concerning the previous community college of Indiana partnership between Ivy Tech State College and Vincennes University.

**Effective:** July 1, 2005.

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January 6, 2005, read first time and referred to Committee on Education and Career Development.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## SENATE BILL No. 296

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 20-12-61-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. It shall be the primary purpose of this chapter to provide educational opportunities to:

(1) students who require additional education before enrolling in college level courses at either a two (2) year or a four (4) year institution;

(2) those who have graduated from high school ~~but are either not interested in attending a four (4) year college or and~~ are more interested ~~and naturally equipped to continue in continuing~~ their education in ~~an~~ **a general, liberal arts**, occupational, or technical program at a two (2) year, nonresidential college;

**(3) those who have graduated from high school and want to earn credits that will transfer to a four (4) year college;**

~~(3) (4)~~ those students who do not complete work at a four (4) year college **or who are referred by a four (4) college to Ivy Tech;**

~~(4) (5)~~ those students who complete their work at a four (4) year college but would like to supplement that education to improve



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existing skills or acquire new skills; and

~~(5)~~ (6) adult workers needing and desiring retraining or additional training of an occupational or technical nature for the workplace.

SECTION 2. IC 20-12-61-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) There shall be, and hereby is created and established, a two (2) year state college to be devoted primarily to providing the following:

(1) Educational opportunities ~~that are occupational or technical in nature~~ for the citizens of Indiana ~~under as described in~~ section 1 of this chapter.

(2) Assessment and training services described in subsection (b).

(b) Ivy Tech State College shall help promote education and economic development by providing assessment and training services for the citizens of Indiana that include, but are not limited to, the following:

(1) Determining the skills needed for specific jobs.

(2) Determining whether particular individuals have the skills needed to:

(A) do specific jobs; or

(B) qualify for specific skill certifications.

(3) Developing and delivering training programs designed to help individuals:

(A) acquire the skills needed to do specific jobs;

(B) obtain specific skill certifications; or

(C) improve the quality of the individual's work product.

~~(c) The community college policy committee shall not consider the provision of assessment and training services by Ivy Tech State College that are authorized by subsection (b) in developing a community college system under IC 20-12-75. Ivy Tech State College is not granted any rights by subsection (b) with respect to the community college system and shall not use the provision of assessment and training services authorized by subsection (b) in negotiating or developing any aspect of the community college system.~~

SECTION 3. IC 20-12-61-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. The state board has the following powers and duties:

(1) Initiating, promoting, inaugurating, and developing occupational and technical education programs in a manner consistent with sections 1 through 2 of this chapter.

(2) Operating, either through committee or through subordinate corporate entities, statewide **general, liberal arts,** occupational, and technical education programs, which in its opinion should be

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established due to the specialized nature of the programs, the limited number of students involved, or other unique features requiring special attention.

(3) Contracting with appropriate education institutions, including local public schools or other agencies, to carry out specific programs which can best and most economically be provided through this approach.

(4) Dividing the state into appropriate regions, taking into consideration, but not limited to, factors such as population, potential enrollment, tax bases, and driving distances, and developing an overall state plan which provides for the orderly development of regional technical institutes encompassing, ultimately, all parts of the state into a coordinated system providing a comprehensive program of post-high school **general, liberal arts**, occupational, and technical education.

(5) Whenever a regional institute is established, issuing a certificate of incorporation and a charter, in a form that the state board provides, to the regional institute, assisting and supervising the development of a regional plan, and coordinating regional programs to avoid unnecessary and wasteful duplication.

(6) Making biennial studies of the budget requirements of the regional institutes and of its own programs and preparing a budget, including anticipated revenues and providing for the construction or rental of facilities requisite to carrying out the needs of Ivy Tech.

(7) Performing or contracting for the performance of an audit of the financial records of each regional institute on at least a biennial basis.

SECTION 4. IC 20-12-61-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 12. (a) A regional board shall do the following:

(1) Make a careful analysis of the educational needs and opportunities of the region.

(2) Develop and recommend to the state board, a plan for providing postsecondary **general, liberal arts**, occupational, and technical education for the people of that region.

(3) Develop and recommend a budget for regional programs and operations.

(4) Identify and recommend alternative methods of acquiring or securing facilities and equipment necessary for the delivery of effective regional programs.

(5) Facilitate and develop regional cooperation with employers,

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community leaders, economic development efforts, area vocational centers, and other public and private education and training entities in order to provide occupational and technical education and training in an efficient and cost effective manner and to avoid duplication of services.

(6) Determine through evaluation, studies, or assessments the degree to which the established training needs of the region are being met.

(7) Make recommendations to the state board concerning policies that appear to substantially affect the regional board's capacity to deliver effective and efficient programming.

(b) A regional board may do the following:

(1) Adopt, amend, or repeal bylaws for the regional institute, subject to the approval of the state board.

(2) Make recommendations to the state board concerning amendments to the charter of the regional institute.

SECTION 5. IC 20-12-61-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 13. (a) In addition to the duties described in section 9 of this chapter, the state board may do the following:

(1) Hold, encumber, control, acquire by donation or purchase, construct, own, lease, use, and sell real and personal property as is necessary for the conduct of its program of operation, on whatever terms and for whatever consideration may be appropriate.

(2) Accept gifts, grants, bequests, and devises absolutely and in trust for support of the college or its programs.

(3) Develop and adopt the appropriate programs to be offered.

(4) Develop a statewide salary structure and classification system, including provisions for employee group insurance, employee benefits, and personnel policies.

(5) Employ the chief administrator of a regional institute.

(6) Authorize the chief administrator of a regional institute to employ the necessary personnel for the regional institute, determine their qualifications, and fix their compensation in accordance with statewide policies established under subdivision (4).

(7) Grant appropriate certificates of achievement and associate degrees, **including associate of applied science, associate of science, and associate of arts degrees**, to students who complete prescribed and authorized courses or series of courses.

(8) Prescribe rules for the effective operation of a statewide

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program and exercise other powers that are necessary for the efficient management of the program.

(9) Establish a schedule of fees or charges for students and provide scholarships and remission of fees in proper cases.

(10) Authorize, approve, enter into, ratify, or confirm any agreement relating to a statewide program or a regional institute with the United States government, acting through any agency of the government designated or created to aid in the financing of such projects, or with any person, organization, or agency offering contracts or grants-in-aid financing the educational facilities or the operation of the facilities and programs.

(11) Establish written policies for the investment of the funds of Ivy Tech in the manner provided by IC 30-4-3-3.

(b) Before taking any action under subsection (a)(1), (a)(3), (a)(5), or (a)(8) that would substantially affect a regional institute, the state board shall request recommendations concerning the proposed action from the regional board for that region.

(c) Upon request of a regional board that has submitted recommendations under subsection (b) or section 12(a)(7) of this chapter, the state board shall conduct public hearings concerning the recommendations at a regular or special meeting of the state board.

SECTION 6. IC 20-12-75-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. ~~(a) A statewide community college system is established. as a coordinated partnership of Vincennes University and Ivy Tech State College that: The system consists of the campuses and other instructional sites of Ivy Tech State College and the various courses, programs, and services provided by the college throughout Indiana. As Indiana's community college system, Ivy Tech State College shall:~~

(1) ~~offers offer~~ a community college curriculum, **including:**

(A) **general education;**

(B) **liberals arts; and**

(C) **occupational and technical education;**

at all ~~of its~~ major instructional sites; ~~of Ivy Tech State College;~~ and

(2) ~~provides provide~~ an opportunity for students to earn associate degrees that are accepted by four (4) year colleges and universities.

~~(b) Notwithstanding any provision of this chapter, no courses may be offered by the community college system established by this section before January 1, 2000.~~

SECTION 7. THE FOLLOWING ARE REPEALED [EFFECTIVE

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1 JULY 1, 2005]: IC 20-12-75-5; IC 20-12-75-6; IC 20-12-75-7;  
2 IC 20-12-75-8; IC 20-12-75-9; IC 20-12-75-10; IC 20-12-75-11;  
3 IC 20-12-75-12; IC 20-12-75-13.

4 SECTION 8. [EFFECTIVE JULY 1, 2005] **(a) This act applies to**  
5 **academic terms that begin after June 30, 2005.**

6 **(b) This SECTION expires January 1, 2006.**

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